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11 *Attorneys for Plaintiffs*

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13 IN THE UNITED STATES DISTRICT COURT  
14 SOUTHERN DISTRICT OF CALIFORNIA

15 SAMBREEL HOLDINGS LLC; YONTOO LLC;  
16 and THEME YOUR WORLD LLC,

17 Plaintiffs,

18 vs.

19 FACEBOOK, INC.,

20 Defendant.

Case No. 3:12-CV-00668-CAB-KSC

**DECLARATION OF KAI HANKINSON IN  
OPPOSITION OF MOTION TO DISMISS**

Hon. Cathy Ann Bencivengo

Hearing Date: June 22, 2012

Hearing Time: 2:30 p.m.

Dept: Courtroom 2

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22 **DECLARATION OF KAI HANKINSON**

23 I, Kai Hankinson, declare as follows:

24 1. I am the Chief Executive Officer of Sambreel Holdings LLC ("Sambreel"). I formerly  
25 served as the Chief Financial Officer for Sambreel.

26 2. I have reviewed the cease and desist letter that Sambreel's counsel received from  
27 Facebook's attorney dated December 5, 2011. That letter contains a number of technical complaints  
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1 about the operation of PageRage. Facebook, for example, complained that PageRage “drastically  
2 increases site load time,” that PageRage displayed ads that “cover and obscure Facebook functionality,”  
3 and that PageRage “interferes with the secure connection of Facebook users.” These and other  
4 complaints contained in Facebook’s correspondence demonstrate that Facebook – or one of its agents –  
5 must have downloaded and tested PageRage.

6 3. When a user signs up for PageRage, the user may create an account that is generally  
7 associated with an e-mail address. A number of PageRage accounts have been set up with e-mail  
8 addresses that end with “@fb.com.” Based on Sambreel’s interactions with Facebook employees –  
9 including Craig Clark and Chris Palow – I understand that e-mail accounts that end with “@fb.com” are  
10 the e-mail accounts that Facebook employees use to conduct business on behalf of Facebook.

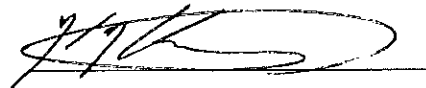
11 4. Based on registry information of internet protocol (IP) addresses, Sambreel has identified  
12 a number of PageRage installations from computers with an IP address owned by Facebook.

13 5. Attached hereto as Exhibit A is a true and correct copy of the Terms of Service that  
14 applied to PageRage during the second half of 2011.

15 6. Attached hereto as Exhibit B is a true and correct copy of the Terms of Service that  
16 currently apply to PageRage.

17 I declare, under penalty of perjury, that the foregoing is true and correct to the best of my  
18 knowledge.

19 Executed this 8th day of June 2012, at Carlsbad, California.

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22 Kai Hankinson  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who have consented to electronic service are being served with a copy of: DECLARATION OF KAI HANKINSON IN OPPOSITION TO MOTION TO DISMISS via the CM/ECF system on June 8, 2012.

Dated: June 8, 2012

By: s/ Gregory P. Olson  
Attorney for Plaintiffs  
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